



1       Sierra Consulting Group, Inc. (“Sierra”) reviewed the proofs of claim (“POC”) for  
2 this bankruptcy. From this review, Sierra determined the amount of each claim and the  
3 loan(s) upon which each claim was based. In the case of multiple loan claims<sup>1</sup>, Sierra  
4 allocated the total claim amount among the different loans invested in by the Direct  
5 Lender. In most cases, Sierra was able to do this by looking at the POC and the supporting  
6 documents provided with it by the Direct Lender. In some instances, however, Sierra  
7 could not quantify the intended amount of all or part of a particular claim. Thus, it might  
8 have been apparent that the claim was based upon an investment in a particular loan, for  
9 example the Cabernet Highlands Loan, but Sierra could not determine the amount of the  
10 Direct Lender’s investment in that loan. In those instances, Sierra would identify the loan  
11 in question as a basis for the claim, but would designate the claim amount attributable to  
12 that loan as “unknown.”

13       Here, the Objection contained three claims with unknown amounts: (1) POC No.  
14 10725-00162 by the Chiappetta Trust Dated 4/01/03 Claim, (2) POC No. 0725-02011 by  
15 the G&L Trust Dated 11/25/91Claim, and POC No. 10725-01510 by Dovanidis & Dimitra  
16 Panagiotis Claim. These three claims are listed in **Exhibit A**, attached. Counsel for the  
17 USACM Trust reviewed the relevant POC’s and the Cabernet Highlands loan file.  
18 Counsel believes that the G&L Trust invested \$100,000 in the Cabernet Highlands Loan.  
19 The USACM Trust would propose that the amount of G&L Trust’s claim be deemed to be  
20 \$100,000. Counsel could not, however, find documentation revealing an investment in the  
21 Cabernet Highlands Loan by Chiappetta Trust or Dovanidis & Dimitra Panagiotis.  
22 Consequently, the USACM Trust would propose that the amount of their claims be  
23 deemed to be \$0.00.

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25       <sup>1</sup> A “multiple loan claim” is a claim that is based upon investments in more than one loan and, therefore,  
26 must be allocated among the various loans in which the claimant invested. This is to be distinguished from  
a “single loan claim” which is based upon an investment in just one loan.

So as not to delay the processing of the other Cabernet Highlands Loan claims that the Court allowed on August 30, 2011, the USCM Trust intends to upload an order that is consistent with the courts decision at the hearing. Thus, the order will show an “unknown” amount for the three claims discussed above. Assuming the Court approves the orders, the USACM Trust will then make distributions based upon it, but the above mentioned claimants will not receive a distribution.

Later, when the Court hears this motion on November 15, 2011, the USACM Trust will ask the Court to amend the order so that the three Claims are allowed in the amounts shown on **Exhibit A**, attached.

The USACM Trust requests such additional relief as the Court may deem proper.

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Copy of the foregoing  
Mailed by first class postage  
Prepaid U.S. Mail to the parties listed on  
Exhibit A attached.

S. Renee Creswell  
Lewis and Roca LLP